

HOUSE BILL 541

Unofficial Copy  
E3

2003 Regular Session  
(3lr1157)

*ENROLLED BILL*  
*-- Judiciary/Judicial Proceedings --*

Introduced by **Delegates Zirkin, Morhaim, Amedori, Nathan-Pulliam, and O'Donnell**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this  
\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_ M.

\_\_\_\_\_  
Speaker.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Department of Juvenile Justice – Intensive Case Monitor Pilot Program**  
3 **Task Force to Study the Mentoring and Monitoring of Children in the**  
4 **Custody of or Under the Supervision of the Department of Juvenile Justice**

5 FOR the purpose of establishing the ~~Intensive Case Monitor Pilot Program in the~~  
6 ~~Department of Juvenile Justice in a certain number of counties selected by the~~  
7 ~~Department; requiring the Department to select the children under its~~  
8 ~~supervision who shall participate in the Program; establishing the purpose of~~  
9 ~~the Program; establishing the role and duties of an intensive case monitor;~~  
10 ~~requiring the Department to recruit monitors from among certain individuals;~~  
11 ~~authorizing certain individuals to serve as monitors; prohibiting a monitor from~~  
12 ~~working more than a certain number of hours weekly; prohibiting the~~  
13 ~~Department from assigning more than a certain number of children to a~~  
14 ~~monitor; providing for the supervision of a monitor; providing for the funding of~~  
15 ~~the Program; authorizing the Department to adopt certain regulations;~~  
16 ~~requiring the Department to submit yearly reports to the Governor and the~~

1 General Assembly; providing for the termination of this Act; and generally  
 2 relating to the Intensive Case Monitor Pilot Program in Task Force to Study the  
 3 Mentoring and Monitoring of Children in the Custody of or Under the  
 4 Supervision of the Department of Juvenile Justice; providing for the  
 5 membership of the Task Force; requiring the Governor to designate a chairman  
 6 of the Task Force; requiring the Department to staff the Task Force; providing  
 7 that the members of the Task Force may not receive compensation but are  
 8 entitled to a certain reimbursement; establishing the duties of the Task Force;  
 9 requiring the Task Force to make a certain report on or before a certain date;  
 10 providing for the termination of this Act; and generally relating to the Task  
 11 Force to Study the Mentoring and Monitoring of Children in the Custody of or  
 12 Under the Supervision of the Department of Juvenile Justice.

13 ~~BY adding to~~  
 14 ~~Article 83C—Juvenile Justice~~  
 15 ~~Section 2-137~~  
 16 ~~Annotated Code of Maryland~~  
 17 ~~(1998 Replacement Volume and 2002 Supplement)~~

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
 19 MARYLAND, That the Laws of Maryland read as follows:

20 **~~Article 83C—Juvenile Justice~~**

21 ~~2-137.~~

22 ~~(A) (1) THERE IS A DEPARTMENT OF JUVENILE JUSTICE INTENSIVE CASE~~  
 23 ~~MONITOR PILOT PROGRAM IN NOT MORE THAN THREE COUNTIES IN THE STATE~~  
 24 ~~SELECTED BY THE DEPARTMENT.~~

25 ~~(2) THE DEPARTMENT SHALL SELECT THE CHILDREN IN THOSE~~  
 26 ~~COUNTIES WHO ARE UNDER THE SUPERVISION OF THE DEPARTMENT AND WHO~~  
 27 ~~SHALL PARTICIPATE IN THE PROGRAM.~~

28 ~~(B) THE PURPOSE OF THE PROGRAM IS TO PROVIDE INDIVIDUALIZED~~  
 29 ~~SUPPORT SERVICES TO A CHILD:~~

30 ~~(1) TO HELP THE CHILD BECOME PRODUCTIVELY INVOLVED IN SCHOOL~~  
 31 ~~OR THE WORKPLACE; AND~~

32 ~~(2) TO DECREASE THE LIKELIHOOD OF FURTHER DELINQUENT~~  
 33 ~~BEHAVIOR.~~

34 ~~(C) (1) TO CARRY OUT THE PURPOSE OF THE PROGRAM, THE DEPARTMENT~~  
 35 ~~SHALL HIRE INTENSIVE CASE MONITORS WHO SHALL:~~

36 ~~(1) ASSESS EACH CHILD'S SITUATION; AND~~

1                    ~~(H) PROVIDE A VARIETY OF INDIVIDUALIZED SUPPORT SERVICES~~  
2 ~~THROUGH FREQUENT CONTACT WITH THE CHILD.~~

3                    ~~(2) THE SUPPORT SERVICES MAY INCLUDE:~~

4                    ~~(I) INFORMAL COUNSELING;~~

5                    ~~(II) TUTORING;~~

6                    ~~(III) ASSISTING THE CHILD WITH LIFE SKILLS TRAINING;~~

7                    ~~(IV) TRANSPORTING THE CHILD TO APPOINTMENTS;~~

8                    ~~(V) HELPING THE CHILD PREPARE FOR JOB INTERVIEWS;~~

9                    ~~(VI) INTERACTING WITH THE CHILD'S TEACHER OR EMPLOYER, IF~~  
10 ~~NECESSARY; AND~~

11                   ~~(VII) PROVIDING SIMILAR RESOURCES TO HELP THE CHILD BECOME~~  
12 ~~PRODUCTIVELY INVOLVED IN SCHOOL OR THE WORKPLACE.~~

13                   ~~(3) AN INTENSIVE CASE MONITOR SHALL CONTACT THE CHILD DAILY~~  
14 ~~OR EVERY OTHER DAY, IN PERSON OR BY TELEPHONE.~~

15                   ~~(4) AN INTENSIVE CASE MONITOR SHALL REPORT ANY MISBEHAVIOR OR~~  
16 ~~VIOLATIONS OF LAW BY THE CHILD TO THE DEPARTMENT SUPERVISOR.~~

17                   ~~(D) (1) (I) THE DEPARTMENT SHALL RECRUIT INTENSIVE CASE~~  
18 ~~MONITORS FROM INDIVIDUALS WHO ARE INTERESTED IN IMPROVING THE LIVES OF~~  
19 ~~CHILDREN.~~

20                   ~~(II) INTENSIVE CASE MONITORS MAY INCLUDE RETIRED~~  
21 ~~INDIVIDUALS AND COLLEGE STUDENTS.~~

22                   ~~(2) AN INTENSIVE CASE MONITOR MAY NOT WORK MORE THAN 19~~  
23 ~~HOURS WEEKLY.~~

24                   ~~(3) THE DEPARTMENT MAY NOT ASSIGN MORE THAN FOUR CHILDREN~~  
25 ~~TO AN INTENSIVE CASE MONITOR.~~

26                   ~~(4) A FULL TIME DEPARTMENT CASE WORKER SHALL SUPERVISE THE~~  
27 ~~INTENSIVE CASE MONITOR.~~

28                   ~~(E) THE PROGRAM SHALL BE FUNDED BY THE EXISTING BUDGET OF THE~~  
29 ~~DEPARTMENT.~~

30                   ~~(F) THE DEPARTMENT MAY ADOPT REGULATIONS TO IMPLEMENT THE~~  
31 ~~PROVISIONS OF THIS SECTION.~~

32                   ~~(G) ON OR BEFORE DECEMBER 1 OF EACH YEAR, THE DEPARTMENT SHALL~~  
33 ~~SUBMIT A REPORT ON THE STATUS OF THE PILOT PROGRAM AND ANY FINDINGS AND~~

1 ~~RECOMMENDATIONS TO THE GOVERNOR AND, SUBJECT TO §2-1246 OF THE STATE~~  
2 ~~GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.~~

3 (a) There is a Task Force to Study the Mentoring and Monitoring of Children  
4 in the Custody of or Under the Supervision of the Department of Juvenile Justice.

5 (b) The Task Force consists of the following members:

6 (1) ~~two members~~ one member of the Senate of Maryland, appointed by  
7 the President of the Senate;

8 (2) two members of the House of Delegates, appointed by the Speaker of  
9 the House;

10 (3) the Secretary of Juvenile Justice, or the Secretary's designee;

11 (4) the State Superintendent of Schools, or the Superintendent's  
12 designee;

13 (5) the Special Secretary of the Office for Children, Youth, and Families  
14 or the Special Secretary's designee; and

15 (6) the following members appointed by the Governor:

16 (i) one representative of the State Judiciary who is knowledgeable  
17 and experienced in juvenile justice issues;

18 (ii) one representative of the Office of the Public Defender who is  
19 knowledgeable and experienced in juvenile justice issues;

20 (iii) one representative of a State's Attorney's office who is  
21 knowledgeable and experienced in juvenile justice issues;

22 (iv) one representative of law enforcement who is knowledgeable  
23 and experienced in juvenile justice issues;

24 (v) one representative of a community-based advocacy group that  
25 deals with juvenile justice issues;

26 (vi) one representative from an association of retired individuals;  
27 and

28 (vii) one representative of a local college who is knowledgeable about  
29 the activities of student volunteers.

30 (c) The Governor shall designate the chairman of the Task Force.

31 (d) The Department of Juvenile Justice shall provide staff for the Task Force.

32 (e) A member of the Task Force;

- 1           (1)     may not receive compensation; but
- 2           (2)     is entitled to reimbursement for expenses under the Standard State  
3 Travel Regulations, as provided in the State budget.
- 4     (f)     The Task Force shall:
- 5           (1)     study and make recommendations regarding the feasibility of  
6 instituting a program in the Department of Juvenile Justice to match children with  
7 volunteer mentors, including retired individuals and college students;
- 8           (2)     study and make recommendations regarding the feasibility of  
9 providing intensive individualized monitoring and support services to children in the  
10 custody of or under the supervision of the Department of Juvenile Justice;
- 11          (3)     make recommendations regarding ways to help a child become  
12 productively involved in school or the workplace;
- 13          (4)     make recommendations on ways to use monitoring and mentoring  
14 programs to help decrease the likelihood that a child who has had contact with the  
15 Department of Juvenile Justice will be involved in delinquent behavior in the future;  
16 and
- 17          (5)     study and make recommendations on the feasibility of using  
18 monitoring and mentoring programs to provide a child in the custody of or under the  
19 supervision of the Department of Juvenile Justice with services, including informal  
20 counseling, tutoring, assisting the child with life training skills, working with the  
21 child's family or guardian, and interacting with the child's school or employer.
- 22     (g)     The Task Force shall report its findings and recommendations to the  
23 Governor and, subject to § 2-1246 of the State Government Article, to the General  
24 Assembly on or before October 1, 2004.

25     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 October 1, 2003. It shall remain effective for a period of ~~3 years and 3 months~~ 1 year  
27 and 1 month and, at the end of ~~December 31, 2006~~ October 31, 2004, with no further  
28 action required by the General Assembly, this Act shall be abrogated and of no further  
29 force and effect.